

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

WP(C).No. 34218 of 2007(W)

PETITIONERS:

1. VALLIBHAI ,AGED 75 YEARS
W/O.LATE CHELLAPAN, KUTTIKATTU VELI
CMC 27, CHERTHALA.
2. NARAYANI BHARGAVI,
W/O. LATE THAMPI,
CMC 27, CHERTHALA.

BY ADV. SRI.C.V.MANUVILSAN
SRI.P.C.ANIL KUMAR
SRI.DARSAN SOMANATH

RESPONDENTS:

1. CHERTHALA MUNICIPALITY
REPRESENTED BY ITS SECRETARY
CHERTHALA P.O. ALAPPUAZHA.
2. M/S. BSNL
REPRESENTED BY ITS DY.GENERAL MANAGER
ALAPPUZHA.
3. MR.MADHU,S/O. THANKAPPAN
RAMA NILAYAM, CMC 27, CHERTHALA.

BY SRI. C.S.RAMANATHAN, SC, BSNL
SRI J. OMPRAKASH, SC FOR MUNICIPALITY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20/11/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C). NO. 34218 OF 2007

Dated this the 20th day of November, 2007

J U D G M E N T

I do not propose to go into the merits of the matter. The grievance of the petitioners are that the 1st respondent Municipality is about to issue permit to the 2nd respondent on an application submitted by the 2nd respondent for the installation of a mobile telephone tower within the limits of that Municipality. Ext.P4 is the complaint submitted by the petitioners before the 1st respondent.

The 1st respondent will take up Ext.P4 immediately, hear the petitioners and also respondents 2 and 3 and take a correct and just decision on Ext.P4. Decision as above, will be taken at the earliest and in the light of the various grounds raised in the writ petition and judicial precedents, if any, which may be cited during hearing by any of the parties, within one month of receiving a copy of this judgment and a copy of this writ petition.

The writ petition is disposed of as above.

PIUS C. KURIAKOSE, JUDGE

vps

